

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)
MCKENZIE, MARILYN WARNER) CASE NO. 02-13427
)
) CHAPTER 7
DEBTOR(S))

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND REPORT OF PROPOSED DISTRIBUTION**

Stephen J. Zayler, the Trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claims as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the court. The Trustee hereby applies for commission and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

DATE: November 5, 2004

/s/ Stephen J. Zayler

Stephen J. Zayler
Trustee

REVIEWED BY THE UNITED STATES TRUSTEE:

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: _____

By: _____

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
MCKENZIE, MARILYN WARNER)	CASE NO. 02-13427
)	
)	CHAPTER 7
DEBTOR(S))	

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them, and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of A Supplemental Final Report and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: November 5, 2004

/s/ Stephen J. Zayler

Stephen J. Zayler Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF November 5, 2004

A. RECEIPTS	\$55,867.51
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B. DISBURSEMENTS

(1) Secured creditors	46,633.07
(2) Administrative	3,180.00
(3) Priority	0.00
(4) Other	0.00

TOTAL DISBURSEMENTS	\$49,813.07
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BALANCE OF FUNDS	\$6,054.44
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FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page: 1

Case No: 02-13427 BP1 Judge: BILL PARKER
Case Name: MCKENZIE, MARILYN WARNER

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 12/09/02 (f)
341(a) Meeting Date: 02/07/03
Claims Bar Date: 08/04/03

For Period Ending: 11/05/04

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. HOUSE - (HOMESTEAD) Baytown, Chambers County Debtor showed property exempt, and Trustee will object because Debtor has not lived in home for 12 years. Debtor is leasing.	65,000.00	0.00	DA	55,856.66	FA
2. CHECKING AND/OR SAVINGS ACCOUNT	17.59	17.59	DA	0.00	FA
3. HOUSEHOLD GOODS	940.00	0.00		0.00	FA
4. BOOKS & PICTURES	100.00	0.00		0.00	FA
5. WEARING APPAREL	400.00	0.00		0.00	FA
6. FURS & JEWELRY	75.00	0.00		0.00	FA
7. IRA, RETIREMENT, OR PENSION FUNDS	63,000.00	0.00		0.00	FA
8. AUTOMOBILE 1999 NISSAN	7,000.00	0.00	DA	0.00	FA
9. OFFICE EQUIPMENT	100.00	0.00		0.00	FA
10. Post-Petition Interest Deposits (u)	Unknown	N/A		10.85	Unknown

	Gross Value of Remaining Assets		\$0.00	
TOTALS (Excluding Unknown Values)	\$ 136,632.59	\$ 17.59	\$ 55,867.51	
				(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 12/31/05 Current Projected Date of Final Report (TFR): 12/31/05

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 1

Case No: 02-13427 BP1
Case Name: MCKENZIE, MARILYN WARNER

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3752492662 Money Market - Interest Bearing

Taxpayer ID No: 75-6694302
For Period Ending: 11/05/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
			BALANCE FORWARD				0.00
09/08/03	1	MARILYN WARNER MCKENZIE	REIMBURSEMENT OF RENTAL INCOME	1121-000	2,259.40		2,259.40
09/15/03	1	BART SCIANIMANICO	RENTAL INCOME	1121-000	508.12		2,767.52
09/15/03	1	BART SCIANIMANICO	RENTAL INCOME	1121-000	91.88		2,859.40
09/30/03	10	BANK OF AMERICA	Interest Rate 0.200	1270-000	0.30		2,859.70
10/17/03	1	BART SCIANIMANICO	RENTAL INCOME	1121-000	91.88		2,951.58
10/17/03	1	BART SCIANIMANICO	RENTAL INCOME	1121-000	508.12		3,459.70
10/31/03	10	BANK OF AMERICA	Interest Rate 0.200	1270-000	0.53		3,460.23
11/28/03	10	BANK OF AMERICA	Interest Rate 0.200	1270-000	0.56		3,460.79
12/31/03	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.30		3,461.09
01/30/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.28		3,461.37
02/27/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.27		3,461.64
03/12/04	1	FIRST AMERICAN TITLE INSURANCE COMPANY	PROCEEDS FROM SALE OF HOUSE	1110-000	52,397.26		55,858.90
03/24/04	000101	CLAIRE SINCLAIR PROPERTIES 3406 N. MAIN BAYTOWN, TEXAS 77521 C/O HAZEL	REAL ESTATE COMMISSION PER COURT ORDER 1/23/04 PER COURT ORDER 1/23/04	3510-000		3,180.00	52,678.90
03/31/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	2.57		52,681.47
04/12/04	000102	BARRETT BURDE WILSON CASTLE DAFFIN & FRAPPIER ATTORNEYS AND COUNSELORS AT LAW c/o WELLS FARGO HOME MORTGAGE 1900 ST JAMES PLACE, SUITE 500 HOUSTON, TEXAS 77056	PAYMENT TO SECURED CREDITOR PER COURT ORDER 1/23/04 PER COURT ORDER 1/23/04	4110-000		46,633.07	6,048.40
04/30/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	2.92		6,051.32
05/28/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.50		6,051.82
06/30/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.51		6,052.33
07/30/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.51		6,052.84

Page Subtotals 55,865.91 49,813.07

FORM 2

Page: 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 02-13427 BP1
Case Name: MCKENZIE, MARILYN WARNER

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3752492662 Money Market - Interest Bearing

Taxpayer ID No: 75-6694302
For Period Ending: 11/05/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
08/31/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.52		6,053.36
09/30/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.50		6,053.86
10/29/04	10	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.51		6,054.37
* 11/01/04	000103	GREAK & SORRELL, P.C. CERTIFIED PUBLIC ACCOUNTANTS 1403 TURTLE CREEK DRIVE LUFKIN, TEXAS 75904	ACCOUNTANT FEES PER COURT ORDER ENTERED 10/7/04	3410-004		600.00	5,454.37
* 11/03/04	000103	GREAK & SORRELL, P.C. CERTIFIED PUBLIC ACCOUNTANTS 1403 TURTLE CREEK DRIVE LUFKIN, TEXAS 75904	Stop Payment Reversal STOP PAY ADD SUCCESSFUL	3410-004		-600.00	6,054.37
11/05/04	10	BANK OF AMERICA	INTEREST REC'D FROM BANK	1270-000	0.07		6,054.44
11/05/04		Transfer to Acct #3758863266	Final Posting Transfer	9999-000		6,054.44	0.00

COLUMN TOTALS	55,867.51	55,867.51	0.00
Less: Bank Transfers	0.00	6,054.44	
Subtotal	55,867.51	49,813.07	
Less: Payments to Debtors		0.00	
Net	55,867.51	49,813.07	

Page Subtotals 1.60 6,054.44

FORM 2

Page: 3

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 02-13427 BP1
Case Name: MCKENZIE, MARILYN WARNER

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3758863266 Checking - Non Interest

Taxpayer ID No: 75-6694302
For Period Ending: 11/05/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
11/05/04		Transfer from Acct #3752492662	BALANCE FORWARD Transfer In From MMA Account	9999-000	6,054.44		0.00 6,054.44

COLUMN TOTALS	6,054.44	0.00	6,054.44
Less: Bank Transfers	6,054.44	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

		NET	ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Money Market - Interest Bearing - 3752492662	55,867.51	49,813.07	0.00
Checking - Non Interest - 3758863266	0.00	0.00	6,054.44
	=====	=====	=====
	55,867.51	49,813.07	6,054.44
	=====	=====	=====

Page Subtotals 6,054.44 0.00

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS

Receipts	\$55,867.51	25% of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$50,867.51	10% of Next \$45,000	\$4,500.00
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$5,867.51	5% of Next \$950,000	\$293.38
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3% of Balance	\$0.00

TOTAL COMPENSATION REQUESTED \$6,043.38

TRUSTEE EXPENSES:

Premium on Trustee's Bond	\$0.00
Travel (0.00 at 0.00cents per mile)	\$0.00
Copies (478.00 page at 0.25 cents per copy)	\$119.50
Postage	\$39.91
Telephone Charges	\$21.00
Clerical/Secretarial (4.40 at 25.00 per hour)	\$110.00
Paralegal/Assistance (0.00 at 0.00 per hour)	\$0.00
Supplies/Stationary	\$5.50
Distribution Expenses	\$0.00
Miscellaneous	\$0.00

TOTAL EXPENSES \$295.91

Records : Trustee did not take possession of
business or personal records of Debtor.

x

Notice given debtor on
to pick up business or personal records
in hands of Trustee.

Compensation and Expenses Worksheet

Case Number: 02-13427 BP1

Debtor: MCKENZIE, MARILYN WARNER

1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$55,867.51
	\$55,867.51	25% of First \$5,000	\$1,250.00
Less -	\$5,000.00	(\$1,250 Maximum)	
Balance	\$50,867.51	10% of Next \$45,000	\$4,500.00
Less -	\$45,000.00	(\$4,500 Maximum)	
Balance	\$5,867.51	5% of Next \$950,000	\$293.38
Less -	\$5,867.51	(\$47,500 Maximum)	
Balance	\$0.00	3% of Balance	\$0.00
TOTAL COMPENSATION CALCULATED:			\$6,043.38
Less Previously Paid Compensation:			\$0.00
TOTAL COMPENSATION REQUESTED:			\$6,043.38

2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

04/11/03	PHONE: Telephone Expense 1 @ 1.0000 281-421-5774	\$1.00
04/22/03	PHONE: Telephone Expense 1 @ 1.0000 FAX 281-421-1103	\$1.00
05/06/03	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
05/06/03	POST: Postage 1 each @ 0.3700 / each	\$0.37
05/14/03	COPY: Photocopy/Duplication Expense 9 pages @ 0.2500 / page	\$2.25
05/14/03	PHONE: Telephone Expense 1 @ 1.0000 281-421-5774	\$1.00
05/14/03	POST: Postage 3 @ 0.3700	\$1.11
05/19/03	COPY: Photocopy/Duplication Expense 100 pages @ 0.2500 / page	\$25.00
06/17/03	POST: Postage 1 each @ 0.3700 / each	\$0.37
11/05/03	PHONE: Telephone Expense 1 @ 1.0000 409-898-8200	\$1.00
01/22/04	PHONE: Telephone Expense 1 @ 7.0000 FAX 281-837-8333	\$7.00
02/02/04	PHONE: Telephone Expense 1 @ 10.0000	\$10.00

Compensation and Expenses Worksheet

Case Number: 02-13427 BP1

Debtor: MCKENZIE, MARILYN WARNER

281-428-2961

03/04/04	COPY: Photocopy/Duplication Expense 18 pages @ 0.2500 / page	\$4.50
03/24/04	COPY: Photocopy/Duplication Expense 65 pages @ 0.2500 / page	\$16.25
03/24/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
03/24/04	POST: Postage 21 each @ 0.3700 / each	\$7.77
04/13/04	COPY: Photocopy/Duplication Expense 16 pages @ 0.2500 / page	\$4.00
06/22/04	COPY: Photocopy/Duplication Expense 95 pages @ 0.2500 / page	\$23.75
06/22/04	POST: Postage 1 each @ 3.0400 / each	\$3.04
06/22/04	POST: Postage 19 each @ 0.3700 / each	\$7.03
08/09/04	COPY: Photocopy/Duplication Expense 2 pages @ 0.2500 / page	\$0.50
08/09/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
08/09/04	POST: Postage 1 each @ 0.6000 / each	\$0.60
08/25/04	COPY: Photocopy/Duplication Expense 16 pages @ 0.2500 / page	\$4.00
08/25/04	POST: Postage 4 each @ 0.3700 / each	\$1.48
08/25/04	POST: Postage 1 each @ 1.2900 / each	\$1.29
09/10/04	POST: Postage 1 each @ 2.2100 / each	\$2.21
09/10/04	POST: Postage 1 each @ 1.2900 / each	\$1.29
09/14/04	COPY: Photocopy/Duplication Expense 100 pages @ 0.2500 / page	\$25.00
09/14/04	POST: Postage 2 each @ 0.3700 / each	\$0.74
09/14/04	POST: Postage 3 each @ 0.6000 / each	\$1.80
09/14/04	POST: Postage 18 each @ 0.3700 / each	\$6.66
11/01/04	SUPPLY: Supplies & Stationery 2 @ 1.4500 Expandable Folders	\$2.90
11/01/04	SUPPLY: Supplies & Stationery 13 @ 0.2000 Manilla Folders	\$2.60
11/05/04	COPY: Photocopy/Duplication Expense 56 pages @ 0.2500 / page	\$14.00
11/05/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
11/05/04	POST: Postage 2 each @ 1.5200 / each	\$3.04
11/05/04	SEC: Secretarial Expense 4.4 @ 25.0000	\$110.00

Expense Summary

COPY: Photocopy/Duplication Expense 478 pages @ 0.25 / page	\$119.50
PHONE: Telephone Expense 4 @ 1.00	\$4.00
PHONE: Telephone Expense 1 @ 7.00	\$7.00
PHONE: Telephone Expense 1 @ 10.00	\$10.00
POST: Postage 3 @ 0.37	\$1.11
POST: Postage 69 each @ 0.37 / each	\$25.53

Compensation and Expenses Worksheet

Case Number: 02-13427 BP1

Debtor: MCKENZIE, MARILYN WARNER

POST: Postage 4 each @ 0.60 / each	\$2.40
POST: Postage 2 each @ 1.29 / each	\$2.58
POST: Postage 2 each @ 1.52 / each	\$3.04
POST: Postage 1 each @ 2.21 / each	\$2.21
POST: Postage 1 each @ 3.04 / each	\$3.04
SEC: Secretarial Expense 4.4 @ 25.00	\$110.00
SUPPLY: Supplies & Stationery 13 @ 0.20	\$2.60
SUPPLY: Supplies & Stationery 2 @ 1.45	\$2.90

TOTAL EXPENSES CALCULATED:	\$295.91
Less Previously Paid Expenses:	\$0.00

TOTAL EXPENSES REQUESTED:	\$295.91
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TOTAL EXPENSES AND COMPENSATION REQUESTED:	\$6,339.29
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DATED: 11/05/04

/s/ Stephen J. Zayler

SIGNED _____ TRUSTEE: Stephen J. Zayler
P. O. Box 150743
Lufkin, TX 75915-0743

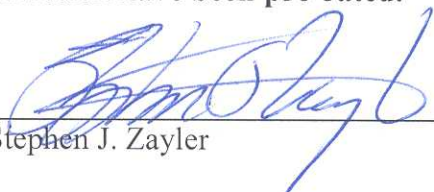
THE STATE OF TEXAS)

COUNTY OF)

BEFORE ME, the undersigned authority on this date personally appeared Stephen J. Zayler, and under oath stated the following:

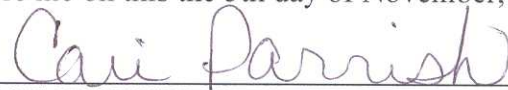
"I, Stephen J. Zayler, am the duly appointed Trustee in the Marilyn Warner McKenzie bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341a meeting, sold interest in homestead, and had numerous conferences and correspondence with the debtor, the debtors' attorney and the attorneys for the Trustee in a companion Chapter 11 bankruptcy proceeding. Further, I performed all other numerous duties of a Trustee, including, but not limited to, preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.

All Attorney for Trustee Time and Trustee Commission have been pro-rated.

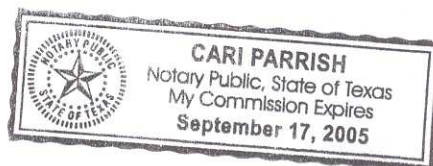


Stephen J. Zayler

SWORN TO AND SUBSCRIBED TO before me on this the 5th day of November, 2004.



NOTARY PUBLIC, THE STATE OF TEXAS



ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

March 26, 2003 - Load assets, lien, and exemption information;
(CP - .80)

September 8, 2003 - Open new account, load new account information;
(CP - .10)

September 8, 2003 - Prepare W-9 Form;
(CP - .20)

September 8, 2003 - Prepare deposit, post, and transmit;
(CP - .20)

September 15, 2003 - Prepare 2 deposits, post, and transmit;
(CP - .30)

October 15, 2003 - Reconcile Bank Statement;
(MR - .10)

October 17, 2003 - Prepare 2 deposits, post, and transmit;
(CP - .30)

November 17, 2003 - Reconcile Bank Statement;
(MB - .10)

December 17, 2003 - Reconcile Bank Statement;
(MR - .10)

January 15, 2004 - Reconcile Bank Statement;
(MB - .10)

February 13, 2004 - Reconcile Bank Statement;
(MB - .10)

March 10, 2004 - Reconcile Bank Statement;
(MB - .10)

March 12, 2004 - Prepare deposit, post, and transmit;
(CP - .20)

March 24, 2004 - Prepare check to Claire Sinclair Properties for Real
Estate Commission;
(CP - .20)

bankrupt.trustee.sec.cla

April 12, 2004 - Prepare check to Wells Fargo for secured claim;
(CP - .20)

April 16, 2004 - Reconcile Bank Statement;
(MB - .10)

May 14, 2004 - Reconcile Bank Statement;
(MB - .10)

June 14, 2004 - Reconcile Bank Statement;
(MB - .10)

July 14, 2004 - Reconcile Bank Statement;
(MB - .10)

August 9, 2004 - Request Court Costs;
(CP - .10)

August 13, 2004 - Reconcile Bank Statement;
(CP - .10)

September 15, 2004 - Reconcile Bank Statement;
(MB - .10)

October 13, 2004 - Reconcile Bank Statement;
(MB - .10)

November 5, 2004 - Compile Trustee's Final Report for Submission to U.
S. Trustee;
(CP - .30)

November 5, 2004 - Transfer funds from MMA to checking account at Bank
of America and post accrued interest;
(CP - .20)

RECAP OF SECRETARIAL & CLERICAL TIME:

CARI PARRISH	-	3.20 hrs. @ \$25.00/per hr.	=	80.00
MILLIE BUCK	-	1.20 hrs. @ \$25.00/per hr.	=	<u>30.00</u>
TOTAL:		4.40 hrs. @ \$25.00/per hr.	=	\$ 110.00

ITEMIZATION OF TRUSTEE TIME

December 12, 2002 - Initial review of Schedules and Statement of Financial Affairs;

(SJZ - .20)

December 12, 2002 - Receipt of Notice of Appointment;

(SJZ - .10)

December 12, 2002 - Receipt and review of Notice of 341a meeting;

(SJZ - .10)

February 6, 2003 - Review of file prior to conducting 341a meeting;

(SJZ - .10)

February 6, 2003 - Prepare sign-in sheet;

(SJZ - .10)

February 7, 2003 - Conduct 341a meeting;

(SJZ - .20)

February 7, 2003 - Prepare proceeding memo;

(SJZ - .10)

February 19, 2003 - Review and execute Motion to Extend Time to Determine Dischargeability;

(SJZ - .10)

February 26, 2003 - Receive and review Order on Motion for Extension of Deadline to Object;

(SJZ - .10)

March 26, 2003 - Review and execute Motion to Employ Attorney for Trustee;

(SJZ - .10)

March 26, 2003 - Review and execute Objection to Debtor's Claim of Exemptions;

(SJZ - .10)

April 9, 2003 - Receive and review Order to Employ Attorney for Trustee;

(SJZ - .10)

April 11, 2003 - Telephone conference to Weston Cotten regarding case, left message;

(SJZ - .10)

April 11, 2003 - Telephone conference with Weston Cotten regarding Objection to Exemption points of error in the pleading and question of possible dismissal;

(SJZ - .10)

April 11, 2003 - Receive and review Order Discharging Debtor;

(SJZ - .10)

April 16, 2003 - Prepare Form 1 and Form 2;

(SJZ - .30)

April 16, 2003 - Review of file materials for notes to attorney;

(SJZ - .30)

April 17, 2003 - Receive and review Response to objection to Exemptions;

(SJZ - .10)

April 22, 2003 - E-mailed request for copy of 341a type;

(SJZ - .10)

April 22, 2003 - Prepare letter to Weston Cotten regarding request for tax returns for pas 5 years;
(SJZ - .20)

May 2, 2003 - Transmitting tape from 341a hearing on 2/7/03;
(SJZ - .50)

May 5, 2003 - Request Bar Date;
(SJZ - .20)

May 6, 2003 - Prepare letter to Weston Cotten regarding homestead, tape of 341a and requesting tax return and drivers license;
(SJZ - .20)

May 7, 2003 - Receive and calendar Order Fixing Bar Date for Claims;
(SJZ - .10)

May 12, 2003 - Review Exhibit and Witness List;
(SJZ - .10)

May 14, 2003 - Review Brief/Memorandum of Law in Opposition to Claim of Homestead Exemption;
(SJZ - .10)

May 14, 2003 - Return telephone call to Weston Cotten requesting copy of memorandum brief;
(SJZ - .10)

May 14, 2003 - Return telephone call to Weston Cotten; left message;
(SJZ - .10)

May 15, 2003 - Receive and review Response to Objection to Exemptions;
(SJZ - .10)

May 16, 2003 - Receive and review Brief of Debtor;
(SJZ - .30)

May 19, 2003 - Receive and review Brief/memo of Law in opposition;
(SJZ - .10)

May 28, 2003 - Receive and review Order on Trustee Objection to property claimed as exempt by Debtor;
(SJZ - .10)

June 17, 2003 - Prepare letter to Weston Cotten regarding interest of debtor's on renters to purchase property;
(SJZ - .20)

July 22, 2003 - Telephone conference to Sheri Arnold Properties regarding property for listing. Left message;
(SJZ - .10)

July 22, 2003 - Telephone conference with Sheri Arnold will provide information on realtor in Baytown area;
(SJZ - .10)

July 31, 2003 - Telephone conference to Sheri Arnold regarding contract information for realtor in Baytown Area;
(SJZ - .10)

July 31, 2003 - Telephone conference to Claire Sinclair regarding marketing of Baytown property;

(SJZ - .10)

August 5, 2003 - Telephone conference with Claire Sinclair regarding contact information with address;

(SJZ - .10)

August 5, 2003 - Prepare letter to Weston Cotten regarding accounting of rental income on non-exempt property;

(SJZ - .20)

August 15, 2003 - Prepare letter Weston Cotten declining offer on the Mckenzie real property;

(SJZ - .20)

August 18, 2003 - Review and execute application to Employ Claire Sinclair as real estate agent;

(SJZ - .10)

August 21, 2003 - Telephone conference returned to Bart Scianimanico regarding rental payment on 704 North Bend property;

(SJZ - .10)

August 21, 2003 - Telephone conference with Bart Scianimancio regarding procedure for submitting bid on 704 North Bend property;

(SJZ - .10)

August 21, 2003 - telephone conference from Cathy Scianimanico regarding transmittal of offer on 704 North Bend;

(SJZ - .10)

August 27, 2003 - Telephone conference to Claire Sinclair regarding 704 property listing;

(SJZ - .10)

September 5, 2003 - Receive and review Order to Employ Real Estate Agent;

(SJZ - .10)

September 8, 2003 - Telephone conference to Cathy Scianimanico returning call - regarding breakdown of payments on rent;

(SJZ - .10)

September 8, 2003 - Review of W-9 for NationsBank and execute same;

(SJZ - .10)

September 8, 2003 - Review of deposit and initial deposit;

(SJZ - .10)

September 8, 2003 - Receive and review listing agreement;

(SJZ - .10)

September 15, 2003 - Review and initial deposit slip;

(SJZ - .10)

September 15, 2003 - Receive and review bank stamped deposit slip;

(SJZ - .10)

September 22, 2003 - Receive and review bank stamped deposit slip;

(SJZ - .10)

September 22, 2003 - Receive and review bank stamped deposit slip;

(SJZ - .10)

October 15, 2003 - Receipt of and review bank statement;

(SJZ - .10)

October 17, 2003 - Review and initial deposit slip;
(SJZ - .10)

October 24, 2003 - Receive and review bank stamped deposit slip;
(SJZ - .10)

October 24, 2003 - Receive and review bank stamped deposit slip;
(SJZ - .10)

November 15, 2003 - Receive and review Notice of Appearance filed by Wells Fargo;
(SJZ - .10)

November 17, 2003 - Receipt of and review bank statement;
(SJZ - .10)

November 25, 2003 - Review and execute Motion to Sell Property of Estate;
(SJZ - .10)

December 17, 2003 - Receipt of and review bank statement;
(SJZ - .10)

December 18, 2003 - Telephone conference from Hazel at Claire Sinclair Properties regarding lead based paint disclosure to be signed;
(SJZ - .10)

December 18, 2003 - Prepare letter to Claire Sinclair Properties transmitting original signatures on lead based paint disclosure;
(SJZ - .20)

December 31, 2003 - Review and execute Motion to Pay Taxes from proceeds of sale;
(SJZ - .10)

December 31, 2003 - Review and execute Motion to Pay Real Estate Commission;
(SJZ - .10)

December 31, 2003 - Review and execute Motion for Authority to Pay Wells Fargo;
(SJZ - .10)

January 7, 2003 - Telephone conference to Hazel at Claire Sinclair Properties regarding status of pending sale;
(SJZ - .10)

January 13, 2003 - Telephone conference to Hazel Berwick at Claire Sinclair regarding status on sale;
(SJZ - .10)

January 15, 2004 - Receipt of and review bank statement;
(SJZ - .10)

January 23, 2004 - Receive and review Order to Pay Ad Valorem Taxes;
(SJZ - .10)

January 23, 2004 - Receive and review Order to Pay Real Estate Commission for Sale of Property;
(SJZ - .10)

January 23, 2004 - Receive and review Order to Pay Wells Fargo;
(SJZ - .10)

February 13, 2004 - Receipt of and review bank statement;

(SJZ - .10)

March 1, 2004 - Telephone conference from First America Title Company regarding payoff amount;
(SJZ - .10)

March 1, 2004 - Telephone conference to Barrett, Burke, Wilson, Castle, etc. regarding obtaining payoff information;
(SJZ - .10)

March 10, 2004 - Receipt of and review bank statement;
(SJZ - .10)

March 12, 2004 - Review and initial deposit slip;
(SJZ - .10)

March 22, 2004 - Receive and review bank stamped deposit slip;
(SJZ - .10)

March 24, 2004 - Review and execute check to Claire Sinclair for real estate commission;
(SJZ - .10)

March 24, 2004 - Telephone conference to Felicia at BBWCD&F regarding payoff amount with calculated interest;
(SJZ - .10)

March 24 2004 - Prepare Trustee's Report of Sale;
(SJZ - .20)

March 26, 2004 - Telephone conference from Patty Henry regarding two documents needing signature of Trustee in closing packet;
(SJZ - .10)

April 7, 2004 - Telephone conference with Felicia Sanov regarding payoff - left message;
(SJZ - .10)

April 12, 2004 - Review and execute check to Wells Fargo for secured claim;
(SJZ - .10)

April 16, 2004 - Receipt of and review bank statement;
(SJZ - .10)

April 16, 2004 - Prepare Form 1 and Form 2;
(SJZ - .30)

April 20, 2004 - ½ Travel Time to Beaumont for hearing;
(SJZ - 1.00)

April 20, 2004 - Attended Hearing on Motion to Lift Stay Withdrawn as debt now paid;
(SJZ - .10)

May 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

June 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

July 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

August 9, 2004 - Receive and review Order Approving fee application for attorney for trustee;
(SJZ - .10)

August 13, 2004 - Receipt of and review bank statement;
(SJZ - .10)

August 25, 2004 - Receive and review Application to Employ Greak & Sorrell as Accountant;
(SJZ - .10)

September 9, 2004 - Receive and review Order to Employ Accountant;
(SJZ - .10)

September 14, 2004 - Prepare Motion for Allowance for Compensation to Accountant with exhibits and proposed Order;
(SJZ - 1.00)

September 15, 2004 - Receipt of and review bank statement;
(SJZ - .10)

October 13, 2004 - Receipt of and review bank statement;
(SJZ - .10)

TOTAL ITEMIZED TRUSTEE TIME: 13.90 hrs

Additional Trustee time to be incurred:

Evaluation of case for administration and disposition of assets;

Continuous monitor of case administration;

Preparation of disbursement checks to creditors and Trustee fees and expenses;

Preparation of dividend letter to creditors;

Review additional bank statements;

Preparation of additional Form 1's and 2's as necessary;

Preparation of Trustee's Supplemental Final Report.

SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C. Sec. 507(a)(1) Court Costs and Fees	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec. 503(b)(1)(a) Preservation of Estate	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) Post-Petition taxes and related penalties	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) Compensation and Reimbursements				
A. Trustee - Compensation	6,043.38	6,043.38	0.00	6,043.38
B. Trustee - Expense	295.91	295.91	0.00	295.91
C. ACCOUNTANT FEES	600.00	600.00	0.00	600.00
D. REAL ESTATE FEES	3,180.00	3,180.00	3,180.00	0.00
E. TRUSTEE ATTORNEY FEES	3,778.94	3,778.94	0.00	3,778.94
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. United States Trustee Fees	0.00	0.00	0.00	0.00
BkMk6 TOTALS:	\$13,898.23	\$13,898.23	\$3,180.00	\$10,718.23

SCHEDULE C-2

Expenses incurred in connection with sale of real property (if any)	0.00
--	------

Title Insurance Policy	0.00	
Escrow Fee	0.00	
Realtor's Fee	3,180.00	
Filing Fee	0.00	0.00

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

In Re:

Bankruptcy Case: Chapter 7

Marilyn Warner McKenzie

Debtor(s):

Bn.L OF COURT COSTS

TO:

Stephen Zayler
123 E. Lufkin Avenue PO Box 150743
Lufkin. TX 75915-0743

Notice is hereby given that court costs (and deferred adversary filling fees, if applicable) are now due pursuant to 28 USC Section 1930, in the above case in the amount of
. (Total Amount)

These costs are itemized as follows

NOTICES

\$0.25 per notice in excess of 50 notices mailed prior to 1/1/87. -

02-13427 bp

\$0.50 per notice for all notices mailed after to

so (Prior to 1/1/87)

'J.187,

• (After

187)

NOTE: For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES. (Do Not Bill for SO.50 per notice)

NOTE: For all other Chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

PROCESSING CLAIMS

NOTE: The fee of \$0.25 for clerical processing of each claim in excess of 10 in. cases filed under the Act or Code has been eliminated

DEFERRED ADVERSARY FILING FEES

O(Deferred Adversaries) Chapter 7 Adversary Proceeding(s) filed @ \$120.00/\$150.00 each. SO

TOTAL AMOUNT DUE

SO

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: **August 10,2004**

JAMES D. TOKOPH Clerk of Court

UoAnne Judice] BY.

Deputy Clerk

SCHEDULE D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
	46,633.07	0.00	46,633.07	46,633.07	0.00
TOTALS	46,633.07		46,633.07	46,633.07	0.00

IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No.	Name of Creditor	Claim No.	Name of Creditor
	BARRETT BURDE WILSON CASTLE DAFFIN		

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed	(2) Amount Allowed	(3) Amount Paid	(4) Due
1. For Credit extended - Sec. 364(e)(1)	0.00	0.00	0.00	0.00
2. Claims from failure of adequate protection - Sec. 307(a)(b)	0.00	0.00	0.00	0.00
3. "Gap Claims" - Sec. 507(a)(2)	0.00	0.00	0.00	0.00
4. Wages, etc. - Sec. 507(a)(3)	0.00	0.00	0.00	0.00
5. Contributions to benefit plans - Sec. 507(a)(4)	0.00	0.00	0.00	0.00
6. Consumer deposits - Sec. 507(a)(6)	0.00	0.00	0.00	0.00
7. Taxes - Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Other (No Basis):	0.00	0.00	0.00	0.00
TOTALS:	\$0.00	\$0.00	\$0.00	\$0.00

SCHEDULE E

PARTIES AFFECTED:

Priority No. Name of Creditor		Priority No. Name of Creditor		
FILED UNSECURED CLAIMS TOTAL:	8,405.72	8,405.72	0.00	8,405.72
SUBORDINATED UNSECURED CLAIMS TOTAL:	0.00	0.00	0.00	0.00

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 02-13427

Page 1

Date: November 05, 2004

Debtor Name: MCKENZIE, MARILYN WARNER

Claim Number Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
025 REF	CLAIRE SINCLAIR PROPERTIES 3406 N. MAIN BAYTOWN, TEXAS 77521 C/O HAZEL	Administrative		\$3,180.00	\$3,180.00	\$0.00
050 SC	BARRETT BURDE WILSON CASTLE DAFFIN & FRAPPIER ATTORNEYS AND COUNSELORS AT LAW c/o WELLS FARGO HOME MORTGAGE 1900 ST JAMES PLACE, SUITE 500 HOUSTON, TEXAS 77056	Secured		\$46,633.07	\$46,633.07	\$0.00
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative		\$3,778.94	\$0.00	\$3,778.94
025 AF	GREAK & SORRELL, P.C. CERTIFIED PUBLIC ACCOUNTANTS 1403 TURTLE CREEK DRIVE LUFKIN, TEXAS 75904	Administrative		\$600.00	\$0.00	\$600.00
000001 070 UC	Bank of America PO Box 2278 Norfolk, VA 23501-2278	Unsecured	ACCT. 4427103006445232	\$5,436.95	\$0.00	\$5,436.95
000002 070 UC	Sears, Roebuck & Co. PO Box 3671 Des Moines, IA 50322	Unsecured	ACCT. 06 54108 61664 4	\$283.90	\$0.00	\$283.90
000003 070 UC	Capital One Bank PO Box 85167 Richmond, VA 23285	Unsecured	ACCT. 4121741723417528	\$1,151.31	\$0.00	\$1,151.31
000004 070 UC	Monogram Credit Card Bank of Georgia dba JC Penney 25 SE 2nd Ave., Ste. 1120 Miami, FL 33131	Unsecured	ACCT. CG88 9398 2968681	\$292.56	\$0.00	\$292.56
000005 070 UC	Monogram Credit Card Bank of Georgia 25 SE 2nd Ave., Ste. 1120 Miami, FL 33131	Unsecured	ACCT. C77W 0308 14735070	\$768.12	\$0.00	\$768.12
000006 070 UC	Monogram Credit Card Bank of Georgia 25 SE 2nd Ave., Ste. 1120 Miami, FL 33131	Unsecured	ACCT. C11A 9602 0670752	\$472.88	\$0.00	\$472.88
Case Totals:				\$62,597.73	\$49,813.07	\$12,784.66

Code #: Trustee's Claim Number, Priority Code, Claim Type

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)
MCKENZIE, MARILYN WARNER) CASE NO. 02-13427
)
) CHAPTER 7
DEBTOR(S))

TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the trustee and on the United States trustee.

1. BALANCE ON HAND	\$6,054.44
2. ADMINISTRATIVE EXPENSES TO BE PAID * (note)	\$6,054.44
3. SECURED CLAIMS TO BE PAID * (note)	\$0.00
4. PRIORITY CLAIMS TO BE PAID * (note)	\$0.00
5. UNSECURED CLAIMS TO BE PAID * (note)	\$0.00
6. OTHER DISTRIBUTIONS TO BE PAID * (note)	\$0.00
7. TOTAL DISTRIBUTIONS TO BE MADE (Sum of lines 2 through 6)	\$6,054.44
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS (Line 1 less line 7)	\$0.00

* (See attached schedule of payees and amounts)

/s/ Stephen J. Zayler (Trustee)
Stephen J. Zayler

PROPOSED DISTRIBUTION

Case Number: 02-13427 BP1

Page 1

Date: November 5, 2004

Debtor Name: MCKENZIE, MARILYN WARNER

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
Beginning Balance								\$6,054.44
	CLAIRE SINCLAIR PROPERTIES	Admin	025	\$3,180.00	\$3,180.00	\$0.00	\$0.00	\$6,054.44
	STEPHEN J. ZAYLER	Admin	025	\$3,778.94	\$0.00	\$3,778.94	\$2,134.62	\$3,919.82
	GREAK & SORRELL, P.C.	Admin	025	\$600.00	\$0.00	\$600.00	\$338.92	\$3,580.90
	Stephen J. Zayler COMPENSATION	Admin	025	\$6,043.38	\$0.00	\$6,043.38	\$3,413.74	\$167.16
	Stephen J. Zayler EXPENSES	Admin	025	\$295.91	\$0.00	\$295.91	\$167.16	\$0.00
	BARRETT BURDE WILSON CASTLE DAFFIN	Sec	050	\$46,633.07	\$46,633.07	\$0.00	\$0.00	\$0.00
000001	Bank of America	Unsec	070	\$5,436.95	\$0.00	\$5,436.95	\$0.00	\$0.00
000002	Sears, Roebuck & Co.	Unsec	070	\$283.90	\$0.00	\$283.90	\$0.00	\$0.00
000003	Capital One Bank	Unsec	070	\$1,151.31	\$0.00	\$1,151.31	\$0.00	\$0.00
000004	Monogram Credit Card Bank of Georgia	Unsec	070	\$292.56	\$0.00	\$292.56	\$0.00	\$0.00
000005	Monogram Credit Card Bank of Georgia	Unsec	070	\$768.12	\$0.00	\$768.12	\$0.00	\$0.00
000006	Monogram Credit Card Bank of Georgia	Unsec	070	\$472.88	\$0.00	\$472.88	\$0.00	\$0.00
<< Totals >>				\$68,937.02	\$49,813.07	\$19,123.95	\$6,054.44	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.